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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number 09/646,811

Filing Date 01/05/2001

First Named Inventor TRINKIES

Group Art Unit 1731

Examiner Name LOPEZ

Attorney Docket Number BATG-5

Total Number of Pages in This Submission

ENCLOSURES (check all that apply)

☐ Fee Transmittal Form

☐ Fee Attached

☒ Amendment / Reply

☐ After Final

☐ Affidavits/declaration(s)

☐ Extension of Time Request

☐ Express Abandonment Request

☐ Information Disclosure Statement

☐ Certified Copy of Priority Document(s)

☐ Response to Missing Parts/ Incomplete Application

☐ Response to Missing Parts under 37 CFR 1.52 or 1.53

☐ Assignment Papers (for an Application)

☐ Drawing(s)

☐ Licensing-related Papers

☐ Petition

☐ Petition to Convert to a Provisional Application

☐ Power of Attorney, Revocation Change of Correspondence Address

☐ Terminal Disclaimer

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☐ After Allowance Communication to Group

☐ Appeal Communication to Board of Appeals and Interferences

☐ Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)

☐ Proprietary Information

☐ Status Letter

☒ Other Enclosure(s) (please identify below):

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Remarks

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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

GROUP 1700

Firm or Individual name

JAMES E. COLE, REG. NO. 50,530

Signature

James E. Cole

Date

12/20/2002

CERTIFICATE OF MAILING

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TO: U.S. Patent and Trademark Office
Examiner: Carlos Lopez Group: 1731
Fax #703-305-7718

FROM: James E. Cole, Reg. No. 50,530

DATE: December 20, 2002

PAGES: 4 in total (including cover sheet)

RE: U.S. Patent Application No. 09/646,811

Remarks: This facsimile is in response to the Restriction Requirement mailed on November 27, 2002.

Enclosed is:

- (1) Transmittal Form;
- (2) Response to Restriction Requirement.

CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 CFR 1.8

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Lynn Minton, Paralegal
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Applicant's attorney traverses the Examiner's restriction between Groups I and II. The Examiner has stated that Group I, including claims 10-15 and 26-46, has the common special technical feature of a tobacco rod compression mechanism. The Examiner has further stated that Group II, including claims 47-52, has the common special technical feature of a housing having a plucking roller, funnel, tobacco chamber, and compressive pusher.